IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.4828 of 1996

Sharadchandra L. Hardikar ..Petitioner

Vs.

The Hon'ble the Chief Justice,
High Court of Judicature at Mumbai & Ors..Respondents

Mr. S.S. Hardikar, for the Petitioner
Mrs. M.P. Thakur, AGP for Respodnetn Nos. 1 to 4.

CORAM : F.I. REBELLO &

R.V. MORE,JJ.

DATED : 31ST JANUARY, 2007

P.C.

. The petitioner has voluntarily retired about seven years ago. The first grievance of the petitioner was that the period of suspension no order has been passed. From para.3 of the affidavit filed by Suhas S. Barve, Additional Registrar we find that suspension period from 23rd September, 1988 to 31st December, 1990 has been treated as on duty and he has been paid his salary and other allowances for the said period. In other words that grievance no longer subsists.

2. The next contention is that the petitioner should have been considered for promotion and for that purpose the Review D.P.C. had to be considered as his juniors have been promoted between the period July, 1991 to June, 1992 and he was promoted on 27th November, 1992. As the petitioner has voluntarily retired from service we do not propose to go into that issue. In the light of that Rule discharged. No order as to costs.

(**R.V. MORE, J**) (**F.I. REBELLO**, J)